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SENATE BILL 2804 By  
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HOUSE BILL 2773  
By Buck

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 21  
and Title 47, Chapter 9, relative to fees.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-21-1001, is amended by deleting subsections (b), (c), (d), (e), (f) and (g) and by substituting instead the following language, to be designated as subsection (b):

(b) Except as otherwise provided by Section 2, in addition to any other fee permitted in this section or by law, the register of each county of this state is entitled to demand and receive for such register's services a fee of two dollars (\$2.00) for each instrument recorded in such register's office. The fees collected pursuant to this subsection, along with any increase in fees collected by the register as a result of Sections 3 through 7 of this act, shall be allocated by the county for the express purpose of purchasing, upgrading and maintaining computer equipment, software and supplies for use in the operation of the register's office.

SECTION 2. Tennessee Code Annotated, Section 8-21-106, is amended by adding the following:

Fees established for transactions under the Uniform Commercial Code,  
Title 47, Chapters 1-9, shall be exclusively those fees established therein.

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SECTION 2. Tennessee Code Annotated, Section 47-9-403, is amended by deleting item (5) and by substituting instead the following:

(5) The uniform fee for filing, indexing and furnishing filing data for an original financing statement or for a continuation statement shall be twelve dollars (\$12.00). The secured party may, at his option, show a trade name for any person.

SECTION 4. Tennessee Code Annotated, Section 47-9-405, is amended by deleting the third sentence and by substituting instead the following:

The uniform fee for filing, indexing and furnishing filing data for a financing statement so indicating an assignment shall be twelve dollars (\$12.00) in addition to the fee of twelve dollars (\$12.00) for filing and indexing a financing statement.

SECTION 5. Tennessee Code Annotated, Section 47-9-405, is amended by deleting from the second paragraph the words, figures and symbols “ten dollars (\$10.00)” and by substituting instead the words, figures and symbols “twelve dollars (\$12.00)”.

SECTION 6. Tennessee Code Annotated, Section 47-9-405(2), is amended by deleting the sixth and seventh sentences and by substituting instead the following:

The uniform fee for filing, indexing and furnishing filing data about such a separate statement of assignment shall be twelve dollars (\$12.00). Notwithstanding the provisions of this subsection, an assignment of record of a security interest in a fixture contained in a mortgage effective as a fixture filing (Section 47-9-402(6)) may be made only by an assignment of the mortgage in the manner provided by the law of this state other than this chapter.

SECTION 7. Tennessee Code Annotated, Section 47-9-406, is amended by deleting the last sentence and by substituting instead the following:

The uniform fee for filing and noting such a statement of release shall be twelve dollars (\$12.00).

SECTION 8. This act shall take effect on July 1, 1998, the public welfare requiring it.